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11 Interim Co-Lead Class Counsel for Plaintiffs

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 SAN JOSE DIVISION \*E-FILED - 5/25/06\*

15 In re CONSECO INSURANCE CO. ) No. C-05-04726 RMW  
16 ANNUITY MARKETING & SALES ) And Related Cases  
17 PRACTICES LITIG. )  
18 ) CLASS ACTION  
19 )  
20 ) STIPULATION AND [PROPOSED] ORDER  
21 ) RESCHEDULING FILING DATE FOR  
22 ) PLAINTIFFS' CONSOLIDATED  
23 ) COMPLAINT  
24 )  
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28 )

This Document Relates to:

ALL ACTIONS.

JUDGE: Hon. Ronald M. Whyte

Plaintiffs Robert H. Hansen and Friou P. Jones, on Behalf of Themselves and All Others Similarly Situated ("Plaintiffs"), and Defendant Conseco Insurance Company ("Conseco"), by and through their respective counsel of record, hereby stipulate as follows:

4 WHEREAS, on April 14, 2006, the Court entered Pretrial Order number one which  
5 provides Plaintiffs shall file a Consolidated Amended Complaint within 45 days of entry of  
6 Pretrial Order number one, which results in a filing date of May 30, 2006;

7 WHEREAS, in the Court's Pretrial Order number 1, section C(2), the Court allowed the  
8 parties to agree on an alternative date for the filing of Plaintiffs' Consolidated Amended  
9 Complaint which would then become the operative deadline for the filing of Plaintiffs'  
10 Consolidated Amended Complaint;

WHEREAS, the parties agree that Plaintiffs will file a Consolidated Amended Complaint which will supersede all other complaints previously filed, and given the complexity of the issues involved and the press of counsels' business;

IT IS HEREBY STIPULATED by and between the parties that Plaintiffs' Consolidated Amended Complaint will be filed on or before June 12, 2006.

16 | DATED: May 23, 2006

Respectfully submitted,

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9 Counsel for Defendant Conoco

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11 ORDER

12 AND NOW, upon consideration of the foregoing Stipulation of the parties and good  
13 cause appearing, Plaintiffs' Consolidated Amended Complaint shall be filed on or before June  
14 12, 2006.

15 IT SO ORDERED.

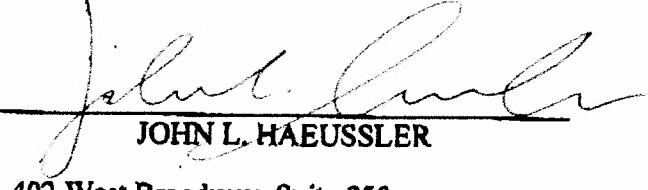
16 DATED: 5/25/06, 2006

17 /S/ RONALD M. WHYTE

18 The Honorable Ronald M. Whyte  
United States District Court Judge

19 Respectfully submitted,

20 BARRACK, RODOS & BACINE  
21 STEPHEN R. BASSER  
22 JOHN L. HAEUSSLER

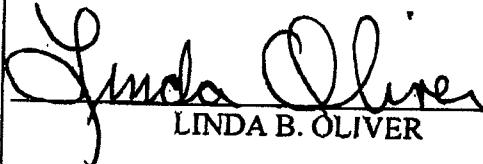
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## CERTIFICATE OF SERVICE

*In re Conseco Insurance Co. Annuity Marketing & Sales Practices Litig.*  
Case No. C-05-04726 RMW

I, the undersigned, state that I am employed in the City and County of San Diego, State of California; that I am over the age of eighteen (18) years and not a party to the within action; that I am employed at Barrack, Rodos & Bacine, 402 West Broadway, Suite 850, San Diego, California 92101; and that on May 23, 2006, I served a true copy of the attached:

**STIPULATION AND [PROPOSED] ORDER RESCHEDULING  
FILING DATE FOR PLAINTIFFS' CONSOLIDATED COMPLAINT**

to the parties listed on the attached Service List by the following means of service:

- BY E-FILE:** I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Service List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached U.S. Mail Service List.

**BY E-MAIL:** I e-mailed a true copy addressed as indicated in the attached Service List, on the above-mentioned date.

**BY MAIL:** I placed a true copy in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List, on the above-mentioned date. I am familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business and there is a regular communication by mail between the place of mailing and the place so addressed.

**BY FEDERAL EXPRESS:** I placed a true copy in a sealed envelope and addressed to the parties listed on the attached Service List, on the above-mentioned date. It was deposited with Federal Express on that same day in the ordinary course of business and there is a regular communication via Federal Express between the place of mailing and the place so addressed.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 23rd day of May, 2006.

TARA R. BURD

**HANSEN V. CONSECO INSURANCE COMPANY**  
**United States District Court, Northern District of California**  
**Case Number: 5:05-cv-4726**

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